



07-21-04

Page 1 of 2

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

1EW \$

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/813,417 | 03/30/2004 | Po-Ying Chan-Hui | 131.03US |

CONFIRMATION NO. 5640

33603
ACLARA BIOSCIENCES, INC.
1288 PEAR AVENUE
MOUNTAIN VIEW, CA 94043

FORMALITIES LETTER



OC000000012966807

Date Mailed: 06/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

07/22/2004 DEMMANU1 00000049 502266 10813417

01 FC:2051

65.00 DA

*A copy of this notice **MUST** be returned with the reply.*

Y, G

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 65.00

| Complete if Known | |
|----------------------|------------------|
| Application Number | 10/813,417 |
| Filing Date | 30 March 2004 |
| First Named Inventor | CHAN-HUI |
| Examiner Name | Not Yet Assigned |
| Art Unit | 1641 |
| Attorney Docket No. | 131.03US |

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None
Order

Deposit Account:

Deposit Account Number 502266

Deposit Account Name ACLARA BIOSCIENCES, INC.

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Description | Fee Paid |
|--------------|--------------|-----------------|----------|
| Fee Code | Fee Code | Fee (\$) | Fee (\$) |
| 1001 | 2001 | 770 | 385 |
| 1002 | 2002 | 340 | 170 |
| 1003 | 2003 | 530 | 265 |
| 1004 | 2004 | 770 | 385 |
| 1005 | 2005 | 160 | 80 |
| SUBTOTAL (1) | | (\$) | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims | -20 ** | = | |
| Independent Claims | -3 ** | = | |
| Multiple Dependent | | X | |

| Large Entity | Small Entity | Fee Description |
|--------------|--------------|-----------------|
| Fee Code | Fee Code | Fee (\$) |
| 1202 | 2202 | 18 9 |
| 1201 | 2201 | 86 43 |
| 1203 | 2203 | 290 145 |
| 1204 | 2204 | 86 43 |
| 1205 | 2205 | 18 9 |
| SUBTOTAL (2) | | (\$) |

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------------------|--------------|-----------------|--|
| Fee Code | Fee Code | Fee (\$) | Fee (\$) |
| 1051 | 2051 | 130 65 | Surcharge - late filing fee or oath |
| 1052 | 2052 | 50 25 | Surcharge - late provisional filing fee or cover sheet. |
| 1053 | 1053 | 130 | Non-English specification |
| 1812 | 1812 | 2,520 2,520 | For filing a request for reexamination |
| 1804 | 1804 | 920* 920* | Requesting publication of SIR prior to Examiner action |
| 1805 | 1805 | 1,840* 1,840* | Requesting publication of SIR after Examiner action |
| 1251 | 2251 | 110 55 | Extension for reply within first month |
| 1252 | 2252 | 420 210 | Extension for reply within second month |
| 1253 | 2253 | 950 475 | Extension for reply within third month |
| 1254 | 2254 | 1,480 740 | Extension for reply within fourth month |
| 1255 | 2255 | 2,010 1,005 | Extension for reply within fifth month |
| 1401 | 2401 | 330 165 | Notice of Appeal |
| 1402 | 2402 | 330 165 | Filing a brief in support of an appeal |
| 1403 | 2403 | 290 145 | Request for oral hearing |
| 1451 | 1451 | 1,510 1,510 | Petition to institute a public use proceeding |
| 1452 | 2452 | 110 55 | Petition to revive - unavoidable |
| 1453 | 2453 | 1,330 665 | Petition to revive - unintentional |
| 1501 | 2501 | 1,330 665 | Utility issue fee (or reissue) |
| 1502 | 2502 | 480 240 | Design issue fee |
| 1503 | 2503 | 640 320 | Plant issue fee |
| 1460 | 1460 | 130 130 | Petitions to the Commissioner |
| 1807 | 1807 | 50 50 | Processing fee under 37 CFR 1.17 (q) |
| 1806 | 1806 | 180 180 | Submission of Information Disclosure Stmt |
| 8021 | 8021 | 40 40 | Recording each patent assignment per property (times number of properties) |
| 1809 | 2809 | 770 385 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 | 2810 | 770 385 | For each additional invention to be examined (37 CFR § 1.129(b)) |
| 1801 | 2801 | 770 385 | Request for Continued Examination (RCE) |
| 1802 | 1802 | 900 900 | Request for expedited examination of a design application |
| Other fee (specify) _____ | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00)

| SUBMITTED BY | | Complete (if applicable) | |
|-------------------|---------------------|-----------------------------------|--------------|
| Name (Print/Type) | Stephen C. Macevick | Registration No. (Attorney/Agent) | 30,285 |
| Signature | | Date | 19 July 2004 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|--|------------------------|------------------|
| | | Application Number | 10/813,417 |
| | | Filing Date | 30 March 2004 |
| | | First Named Inventor | Po-Ying CHAN-HUI |
| | | Art Unit | 1641 |
| | | Examiner Name | Not Yet Assigned |
| Total Number of Pages in This Submission | | Attorney Docket Number | 131.03US |

ENCLOSURES (check all that apply)

| | | | |
|---|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): 1. Return Receipt Postcard | |
| | | | <input type="checkbox"/> Drawing(s) |
| | | | <input type="checkbox"/> Licensing-related Papers |
| | | | <input type="checkbox"/> Petition |
| | | | <input type="checkbox"/> Petition to Convert to a Provisional Application |
| | | | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address |
| | | | <input type="checkbox"/> Terminal Disclaimer |
| | | | <input type="checkbox"/> Request for Refund |
| | | | <input type="checkbox"/> CD, Number of CD(s) _____ |
| | | | <input type="checkbox"/> Status Letter |

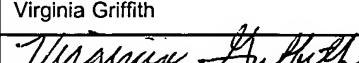
Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------|---|
| Firm or Individual name | Stephen C. Macevitz, Registration No. 30,285 |
| Signature |  |
| Date | 19 July 2004 |

CERTIFICATE OF MAILING BY EXPRESS MAIL – CERTIFICATE NO. EV 436 053 156 US

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | |
|-----------------------|---|
| Typed or printed name | Virginia Griffith |
| Signature |  |
| Date | 19 July 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.